DANIEL G. BOGDEN 1 United States Attorney CRANE M. POMERANTZ **Assistant United States Attorney** 333 Las Vegas Boulevard South, Suite 5000 3 Las Vegas, Nevada 89101 Phone: (702) 388-6336 4 Fax: (702) 388-5087 5 UNITED STATES DISTRICT COURT 6 **DISTRICT OF NEVADA** 7 **-000**-8 UNITED STATES OF AMERICA, 9 2:15-mj-000958-NJK Plaintiff. 10 **Stipulation to Continue** VS. 11 **Preliminary Hearing** 12 JASON ANDRE WILLIS, 13 Defendant. 14 15 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. 16 Bogden, United States Attorney, Crane M. Pomerantz, Assistant United States Attorneys, counsel 17 for the United States of America, and Brian D. Pugh, Assistant Federal Public Defender, counsel 18 for defendant Jason Andre Willis, that the preliminary hearing date in the above-captioned matter, 19 currently scheduled for November 30, 2015, at 4:00 pm, be vacated and continued for one week, 20 to a date and time to be set by this Honorable Court. 21 This stipulation is entered into for the following reasons: 22 1. The defendant made his initial appearance on a criminal complaint on 23 November 16, 2015. The Court set a Preliminary Hearing date of November 30, 2015. This is the 24 first Monday after the Thanksgiving holiday. Due to logistical issues resulting from proximity to 25 the holiday, it would be extremely difficult to convene the Grand Jury for its regular Wednesday 26 meeting time.

1	2.	Counsel for the defendant is demon	nstrating significant courtesy in agreeing
1	to continue the preliminary hearing date one week.		
2	3.	The defendant is incarcerated, but of	does not object to the continuance.
3	4.	Additionally, denial of this request	for continuance could result in a
4	Miscarriage of justice. The additional time requested herein is not sought for purposes of delay, but to allow for the Grand Jury to convene. 6. The additional time requested by this stipulation, is allowed, with the		
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7	defendants consent under the Federal Rules of Procedure 5.1(d).		
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9	DATED this 19 th day of November, 2015.		
10			Respectfully submitted,
11			DANIEL G. BOGDEN United States Attorney
12	//s//		//s//
13	BRIAN D. PUGH, A	 AFPD	CRANE M. POMERANTZ
14	Counsel for Defenda		Assistant United States Attorney
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2 3 4 5 6 UNITED STATES DISTRICT COURT DISTRICT OF NEVADA 7 -000-8 9 UNITED STATES OF AMERICA, 2:15-mj-00958-NJK 10 Plaintiff, 11 FINDINGS OF FACT AND ORDER VS. 12 JASON ANDRE WILLIS, 13 Defendant. 14 15 FINDINGS OF FACT 16 Based on the pending Stipulation of counsel, and good cause appearing therefore, 17 the Court finds that: 18 1. The defendant made his initial appearance on a criminal complaint on 19 November 16, 2015. The Court set a Preliminary Hearing date of November 30, 2015. This is the 20 first Monday after the Thanksgiving holiday. Due to logistical issues resulting from proximity to 21 the holiday, it would be extremely difficult to convene the Grand Jury for its regular Wednesday 22 time. 23 2. Counsel for the defendant is demonstrating significant courtesy in agreeing 24 to continue the preliminary hearing date one week. 25 3. The defendant is incarcerated, but does not object to the continuance. 26

- 4. Additionally, denial of this request for continuance could result in a Miscarriage of justice. The additional time requested herein is not sought for purposes of delay, but to allow for the Grand Jury to convene.
- 6. The additional time requested by this stipulation, is allowed, with the defendant s consent under the Federal Rules of Procedure 5.1(d).
- 7. This is the first request for a continuance of the preliminary hearing. For all of the above-stated reasons, the ends of justice would best be served by a continuance of the preliminary hearing date.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for the preliminary hearing, and possibly resolve the case prior to the preliminary hearing or an indictment, taking into account the exercise of due diligence.

The continuance sought herein is allowed, with the defendant consent, pursuant to Federal Rules of Procedure 5.1(d).

ORDER IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled for November 30, 2015, at the hour of 4:00 pm, be vacated and continued to December 7, 2015, at the hour of 4:00 p.m., in a courtroom to be determined. DATED 20th day of November, 2015. THE HONORABLE NANCY J. KOPPE UNITED STATES MAGISTRATE JUDGE